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5 Attorney for Defendant  
JOSE MAYO RODRIGUEZ

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8 UNITED STATES DISTRICT COURT

9 EASTERN DISTRICT OF CALIFORNIA

10

11 UNITED STATES OF AMERICA,

12 Plaintiff,

13 vs.

14 JOSE ENCARNACION MAYO RODRIGUEZ,  
SYLVIA ZAMBRANO, YESENIA LOPEZ,  
MARIA LUISA ESCAMILLA LOPEZ, JUAN  
CHAVARRIA, JUAN RAMON LOPEZ,  
NEREYDA ALVAREZ, PHILLIP ALLEN  
BAILEY, and CHARLES JAMES  
BILLINGSLEY,

15 Defendants.

16 Case No.: 2:19-cr-231 WBS

17 STIPULATION AND [PROPOSED] ORDER  
CONTINUING STATUS CONFERENCE  
AND EXCLUDING TIME UNDER THE  
SPEEDY TRIAL ACT

18 Date: July 27, 2020  
Time: 9:00 a.m.  
Court: Hon. William B. Shubb

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22 This is a case charging conspiracy to distribute methamphetamine and heroin. It is  
23 presently set for status conference involving all nine defendants on July 27, 2020. The  
24 government has provided voluminous discovery consisting of approximately 1300 pages of  
25 material. A supplemental discovery production to include hours of video and audio recordings is  
26

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1 anticipated by the parties.

2       Many of the events at issue in the case occurred in San Joaquin County, with additional  
3 matters occurring in Southern California and the San Francisco Bay Area. Defense investigation  
4 into the charged events can fairly be characterized as state-wide in scope. Additional time is  
5 required for defense investigation into matters charged in the Indictment.

6       The parties to this action, Plaintiff United States of America by and through Assistant  
7 United States Attorney David Spencer, and Attorney Todd Leras on behalf of Defendant Jose  
8 Mayo Rodriguez, Attorney Christopher Cosca on behalf of Defendant Sylvia Zambrano,  
9 Attorney Brian Andritch on behalf of Defendant Yesenia Lopez, Attorney Dina Santos on behalf  
10 of Defendant Maria Escamilla Lopez, Attorney Armando Villapueda on behalf of Defendant  
11 Juan Chavarria, Attorney Philip Cozens on behalf of Defendant Juan Lopez, Attorney David  
12 Garland on behalf of Defendant Nereyda Alvarez, Attorney Alin Cintean on behalf of Defendant  
13 Phillip Bailey, and Attorney Johnny Griffin, III, on behalf of Defendant Charles Billingsley,  
14 stipulate as follows:

15       1. By this stipulation, Defendants now move to vacate the status conference presently  
16 set for July 27, 2020. The parties request to continue the status conference to October  
17 19, 2020, at 9:00 a.m., and to exclude time between July 27, 2020 and October 19,  
18 2020, inclusive, under Local Code T-4. The United States does not oppose this  
19 request.

20       2. Based on the above-stated facts regarding the volume of discovery and the time  
21 required for defense investigation, the parties jointly request that the Court find that  
22 the ends of justice served by continuing the case as requested outweigh the best  
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1 interest of the public and the Defendants in a trial within the time prescribed by the  
2 Speedy Trial Act.

- 3 3. For the purpose of computing time under the Speedy Trial Act, 18 U.S.C. § 3161, *et*  
4 *seq.*, within which trial must commence, the time period of July 27, 2020 to  
5 October 19, 2020, inclusive, is deemed excludable pursuant to 18 U.S.C. §  
6 3161(h)(7)(A), and (B) (iv) [Local Code T-4] because it results from a continuance  
7 granted by the Court at Defendants' request on the basis that the ends of justice  
8 served by taking such action outweigh the best interest of the public and the  
9 Defendants in a speedy trial.  
10  
11 4. Nothing in this stipulation and order shall preclude a finding that other provisions of  
12 the Speedy Trial Act dictate that additional time periods are excludable from the  
13 period within which a trial must commence.

14 Assistant U.S. Attorney David Spencer and all defense counsel have reviewed this  
15 proposed order and authorized Todd Leras to sign it via email on their behalf.  
16

17 DATED: July 21, 2020

18 By /s/ Todd D. Leras for  
19 DAVID SPENCER  
20 Assistant United States Attorney

21 DATED: July 21, 2020

22 By /s/ Todd D. Leras  
23 TODD D. LERAS  
24 Attorney for Defendant  
JOSE MAYO RODRIGUEZ

25 DATED: July 21, 2020

26 By /s/ Todd D. Leras for  
27 CHRISTOPHER R. COSCA  
28 Attorney for Defendant  
SYLVIA ZAMBRANO  
ORDER CONTINUING STATUS  
CONFERENCE

1 DATED: July 21, 2020

2 By /s/ Todd D. Leras for  
3 BRIAN ANDRITCH  
4 Attorney for Defendant  
YESENIA LOPEZ

5 DATED: July 21, 2020

6 By /s/ Todd D. Leras for  
7 DINA L. SANTOS  
8 Attorney for Defendant  
MARIA ESCAMILLA LOPEZ

9 DATED: July 21, 2020

10 By /s/ Todd D. Leras for  
11 ARMANDO VILLAPUEDA  
12 Attorney for Defendant  
JUAN CHAVARRIA

13 DATED: July 21, 2020

14 By /s/ Todd D. Leras for  
15 PHILIP COZENS  
16 Attorney for Defendant  
JUAN RAMON LOPEZ

17 DATED: July 21, 2020

18 By /s/ Todd D. Leras for  
19 DAVID GARLAND  
20 Attorney for Defendant  
NEREYDA ALVAREZ

21 DATED: July 21, 2020

22 By /s/ Todd D. Leras for  
23 ALIN CINTEAN  
24 Attorney for Defendant  
PHILLIP BAILEY

25 DATED: July 21, 2020

26 By /s/ Todd D. Leras for  
27 JOHNNY GRIFFIN, III  
28 Attorney for Defendant  
CHARLES BILLINGSLEY

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## ORDER

BASED ON THE REPRESENTATIONS AND STIPULATION OF THE PARTIES, it is  
hereby ordered that the status conference in this matter, scheduled for July 27, 2020, is vacated.  
  
A new status conference is scheduled for October 19, 2020, at 9:00 a.m. The Court further finds,  
based on the representations of the parties and Defendants' request, that the ends of justice  
served by granting the continuance outweigh the best interests of the public and the Defendants  
in a speedy trial. Time shall be excluded under the Speedy Trial Act, 18 U.S.C. §  
3161(h)(7)(B)(iv) and Local Code T-4, to allow necessary attorney preparation taking into  
consideration the exercise of due diligence for the period from July 27, 2020, up to and including  
October 19, 2020.

Dated: July 22, 2020

William B. Shubb  
WILLIAM B. SHUBB  
UNITED STATES DISTRICT JUDGE

**ORDER CONTINUING STATUS  
CONFERENCE**